

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY Cos D.C.

2005 AUG 22 PM 3: 50

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

JAMES SULLIVAN,

Plaintiff

VS.

Cause No.: 05-2406-DV

BOYD GAMING CORPORATION
d/b/a SAM'S TOWN CASINO TUNICAH,
MISSISSIPPI GAMING COMMISSION,
WILLIAM ANDERSON, individually and
in his capacity as Sam's Town Employee,
PAT HAWKINS, individually and in his
capacity as a Mississippi Gaming Official,
and FAYE PERKINS,

Defendants.

FILED BY [Signature] D.C.
05 AUG 23 AM 6: 53
THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

MOTION TO FILE A REBUTIAL TO PLAINTIFF'S RESPONSE TO BOYD
GAMING CORPORATION'S RULE 12(b)(2) MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION RULE 12(b)(3) MOTION TO DISMISS FOR IMPROPER
VENUE OR IN THE ALTERNATIVE MOTION TO TRANSFER PURSUANT TO
TITLE 28 U.S.C. §1404(a)

COMES NOW, Defendant, Boyd Gaming Corporation ("Boyd"), and moves this Court
for an order to allow Boyd to submit a rebuttal to the Plaintiff's Response to Boyd's Rule
12(b)(2) Motion to Dismiss for Lack of Personal Jurisdiction Rule, 12(b)(3) Motion to Dismiss
for Improper Venue or in the Alternative Motion to Transfer Pursuant to Title 28 U.S.C.
§1404(a).

Respectfully submitted, this 17th day of August, 2005

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 8/23/05

MOTION GRANTED

DATE: 8/22/2005

[Signature]
BERNICE BOUIE DONALD
U.S. DISTRICT JUDGE

Melanie N. Beckham
Melanie N. Beckham, Attorney for
Defendant, Boyd Gaming Corporation

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document has been served upon the following counsel of record, by hand delivering a copy thereof, on this 18th day of August, 2005:

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Notice of Distribution

This notice confirms a copy of the document docketed as number 29 in case 2:05-CV-02406 was distributed by fax, mail, or direct printing on August 25, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT